



PTO/SB/26 (09-04)

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REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional)

In re Application of: Greg John McAvoy & Kia Silverbrook

Application No.: 09/693,079

Filed: October 20, 2000

For: Thermoelastic Actuator Design

The owner*, Greg John McAvoy & Kia Silverbrook, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,277,654 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the **prior patent** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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(POWER OF ATTORNEY) [Signature]
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January 12, 2005
Date

Greg John McAvoy and Kia Silverbrook
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